IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 7124 OF 2003

P. K. Rai and Others... ... ... Petitioners.

Versus

Union of India & Ors... ... ... Respondents.

Mr. G. K. Masand with Mr. S. D. Gulhane
for the Petitioners.

Mr. V.B.Dhawan with Mr. T.J.Pandian
for the Respondents.

CORAM : V.G. PALSHIKAR, and
V.R.KINGAONKAR, JJ.

DATED : 7TH APRIL, 2006.

P.C.:

By this Petition, the Petitioners have impugned the order passed by the Central Administrative Tribunal. A perusal of the order shows that only arguments were reproduced without giving reasoned findings on the issues raised. In our opinion, the order, therefore, is liable to be set aside and the matter remitted back to the Tribunal for adjudication in accordance with law and with a reasoned order giving clear finding and reasoning on the submissions made before it. It is abundantly made clear that

contentions raised are open for both the parties to be canvased before the Tribunal. On receipt of the matter on remand, the Tribunal should decide the same as early as possible, preferably in three months.

Interim relief of not effecting the recoveries of the monies already paid will continue till adjudication of the matter by the Tribunal.

-.-.-.-.-.-.-.-